

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

Plaintiff

NOTICE OF MOTION

-VS-

Case No. 19-CR-227

JOSEPH BONGIOVANNI,  
PETER GERACE, JR.

Defendants.

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SIRS:

PLEASE TAKE NOTICE that upon the annexed Declaration of Steven M. Cohen, Esq., with attached exhibits, duly sworn to on the 29<sup>th</sup> day on December, 2022, and upon the indictment and other proceedings previously had herein, the undersigned will move this Court, at a term to be held in the United States Courthouse, Buffalo, New York, on the \_\_\_\_ day of January, 2023 at 10:00 in the forenoon of that date, or as soon thereafter as counsel may be heard, for an order granting the following relief:

- (1) Amendment of the conditions of Mr. Gerace's release pursuant to 18 U.S.C. § 3145 (a)(2);  
and
- (2) Such other and further relief as the Court deems proper.

DATED: December 29, 2022  
Amherst, New York

Respectfully Submitted,

*S/ Steven M. Cohen*

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Steven M. Cohen, Esq.  
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